

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 22762 of 2004

Between:

Smt. M. Anusuyamma, W/o. M. Narayana Swamy,
R/o. Niluvurathi Palli Village, Amadagur Mandal, Penukonda

Division, Anantapur District.

..... PETITIONER

AND

- 1 The Revenue Divisional Officer, Penukonda Division, Anantapur District.
- 2 The Mandal Revenue Officer, Amadagur Mandal, Amadagur, Anantapur District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ Order or Direction preferably one in the nature of Writ of Mandamus declaring the action of it is there fore prayed that this Hon'ble Court may be pleased to issue appropriate the respondents in not supplying the essential commodities to the petitioner in respect of F.P. shop Niluvurathipalli Village, Amadugur Mandal, Anantapur district as illegal arbitrary and violtive of A.P. Control Order 2001 and also violative of Articles 14 and 16 of the Constitution of India and consequently direct the respondents to supply the essential commodities to the petitioners Fair Price shop as usual and pass such other order as are necessary.

Counsel for the Petitioner:MR.M.PRASADA RAO

Counsel for the Respondents : GP FOR CIVIL SUPPLIES

The Court, at the stage of admission, made the following :

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ORDER:

Petitioner was appointed as a fair price shop dealer of Niluvurathi Palli Village, Amadagur Mandal, Ananthapur District, through orders, dated 20.09.1997. She pleads that the authorization was neither cancelled nor suspended, and complains that the respondents are not distributing the essential commodities.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

Petitioner has filed a copy of the order, dated 20.09.1997, whereunder she has been appointed as the dealer. As long as the dealership subsists, the petitioner is entitled to be supplied the essential commodities for distribution in the fair price shop. There does not exist any justification for respondents in not supplying the essential commodities to the petitioner, if her authorization is in force.

Hence, the writ petition is disposed of directing the respondents 1 and 2 to ensure that the petitioner is supplied with essential commodities for distribution in the fair price shop, as long as the authorization is neither suspended nor cancelled. There shall be no order as to costs.

L.NARASIMHA REDDY, J

Dated : 13th December, 2004

Note: Issue wire at party's cost.

(B/o.)

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To

- 1 The Revenue Divisional Officer, Penukonda Division, Anantapur District.
- 2 The Mandal Revenue Officer, Amadagur Mandal, Amadagur, Anantapur District.

3.2CCs to G.P. for Civil Supplies, High Court Buildings,

Hyderabad(OUT).

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